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Attorneys For Plaintiff  
BARBARA HUBBARD

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

BARBARA HUBBARD,

Plaintiff,

C.V. CENTER, INC., JAMBA JUICE  
COMPANY dba JAMBA JUICE #603;  
CASUAL DINING SERVICES, INC.  
dba PIZZERIA UNO; MERVYN'S  
LLC; STARBUCKS CORPORATION  
dba STARBUCKS COFFEE #6632; J.C.  
PENNEY COMPANY, INC. dba  
JCPENNEY #1274; SERLER, INC. dba  
SUBWAY #31595; MANA  
DEVELOPMENT GROUP, LLC dba  
PANERA BREAD, CAFE #4284

Defendants,

Case No. 08-CV-471-JAH LSP

Assigned to: The Honorable John A.  
Houston

**NOTICE OF JOINT MOTION AND  
JOINT MOTION OF PLAINTIFF  
BARBARA HUBBARD AND  
DEFENDANT C.V. CENTER, INC.  
TO EXTEND TIME TO ANSWER OR  
MOVE TO DISMISS**

1 **TO THE CLERK OF THE SOUTHERN DISTRICT OF CALIFORNIA:**

2 **PLEASE TAKE NOTICE** that plaintiff Barbara Hubbard and defendant  
3 C.V. Center, Inc. hereby jointly move this Court for an order extending time to answer  
4 or move to dismiss plaintiff's Complaint ("the Complaint"). The Court has the  
5 authority to extend the time pursuant to Fed. R. Civ. P. 6(b) ("When by these  
6 rules...an act is required or allowed to be done at or within a specified time, the court  
7 for cause shown may at any time in its discretion...order the period enlarged if request  
8 therefore is made before the expiration of the period originally prescribed...").

9 The parties have agreed that extending the time for C.V. Center, Inc.  
10 ("C.V. Center") to respond to the Complaint will conserve the Court's and the parties'  
11 resources, and therefore believe that good cause exists for the Court to extend time.  
12 The Complaint alleges thirty-two (32) causes of action. According to the Complaint,  
13 defendants operate and maintain facilities of public accommodation, which Plaintiff  
14 alleges do not meet the requirements of the Americans with Disabilities Act (42  
15 U.S.C. §§ 12101 et seq.) and related statutes regarding accessibility for disabled  
16 individuals. Due to the complexity of the allegations, C.V. Center and its counsel  
17 require additional time to review the Complaint and prepare C.V. Center's response  
18 thereto. Plaintiff has agreed to extend C.V. Center's time to respond to the Complaint  
19 for twenty-five (25) days, to and including May 15, 2008. This is the first extension  
20 of time provided to C.V. Center to respond to the Complaint, and the parties agree that  
21 this extension is not sought for the purpose of improper delay, and will not prejudice  
22 Plaintiff.

23 Accordingly, the parties believe that good cause exists for this Court to  
24 exercise its discretion to enlarge the time for C.V. Center to respond to the Complaint.

1 Dated: April 22, 2008

SIDLEY AUSTIN LLP

2  
3 By: /s/ Aimee G. Mackay  
4 E-mail: amackay@sidley.com  
5 Attorney for Defendants  
6 C.V. CENTER, INC.

7 Dated: April 22, 2008

DISABLED ADVOCACY GROUP, APLC

8 By: /s/ Lynn Hubbard, III  
9 E-mail: usdcso@hubslaw.com  
10 Attorney for Plaintiff  
11 BARBARA HUBBARD  
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